

Settlement agreement approved February 23, 2021, on motion in main case (Case No. 18-11217, ECF Nos. 839, 840).

*Harold B. Murphy*  
Dated: 2/24/2021

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
EASTERN DIVISION

CHAPTER 11 TRUSTEE OF  
NEW ENGLAND CONFECTIONARY  
COMPANY, INC.,

Plaintiff,

v.

ACAS, LLC, ARES CAPITAL  
CORPORATION, ARES CAPITAL  
MANAGEMENT LLC, MICHAEL  
MCGEE, MYUNG YI, ANUJ KHANNA,  
GORDON O'BRIEN, STEPHEN CHEHI,  
DANIEL KATZ, DOUGLAS WEEKES,  
AND DAVID EATON,

Defendants.

Adversary Proceeding  
No. 19-01011

**MOTION TO APPROVE SETTLEMENT AGREEMENT RESOLVING PENDING  
ADVERSARY PROCEEDINGS AGAINST ACAS, LLC AND RELATED ENTITIES  
AND FOR AUTHORITY TO ENTER INTO RELATED AGREEMENTS**

Harold B. Murphy, the Chapter 7 trustee (the "Trustee" or "Chapter 7 Trustee") of New England Confectionery Company, Inc. ("NECCO Candy" or the "Debtor") hereby requests that the Court enter an order approving the Settlement Agreement (the "Settlement Agreement") between and among the Trustee and ACAS, LLC ("ACAS"), Ares Capital Corporation ("ARCC"), Ares Capital Management LLC, Michael McGee, Myung Yi, Anuj Khanna, Stephen Chehi, Daniel Katz, and nominal defendants NECCO Realty Investments, LLC, NECCO Realty MA I LLC, NECCO Realty MA II LLC, NECCO Realty MA III LLC (collectively, the "Defendants") and authorizing the Trustee to enter into certain related agreements which are in furtherance of the terms of the Settlement Agreement (the "Related